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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO. 2668 OF 2004
IN
INCOME TAX APPEAL (L) NO. 1097 OF 2004

The Commissioner of Income Tax ... Appellant

Versus

M/s. Kotta Enterprises Ltd. . ... Respondent

Mrs. P.P. Bhosale with Mr. B.M. Chatterji for Appellant.

CORAM: F.I. REBELLO &
J.P.DEVADHAR, JJ.
DATED: JULY 31, 2007

P.C.:

1. Delay is less than 200 days. Considering the practical difficulties which the Department was facing including referring the matters to the Law Department for drafting the appeal memo and the affidavit in support of the notice of motion, in our opinion, cause shown would amount to sufficient cause. Hence, delay condoned. Office to register the Appeal.

(J.P.DEVADHAR, J.) **(F.I.REBELLO, J.)**